

REMARKS

This Application has been carefully reviewed in light of the Official Action issued December 21, 2007. Claims 1-20 are pending in this Application. In order to advance prosecution of this Application, Claims 5-8, 11, 12, 15, 16, 19, and 20 have been amended. Applicant respectfully requests reconsideration and favorable action in this Application.

Claims 3, 4, 10, 14, and 18 stand rejected under 35 U.S.C. §112, first paragraph, for containing subject matter not described in the specification. The Examiner indicates that each of the means for encapsulating, setting, transporting, and extracting are not described in the specification. The specification states that the functions provided in these claims may be performed in computer systems, which include switching systems. See Page 2, lines 1-4; page 3, lines 15-27; page 6, lines 10-14; and elsewhere throughout Applicant's specification. Therefore, Applicant respectfully submits that Claims 3, 4, 10, 14, and 18 are in accordance with 35 U.S.C. §112, first paragraph.

Claims 5-8, 11, 12, 15, 16, 19, and 20 stand rejected under 35 U.S.C. §101 as being directed to non-statutory subject matter. Claims 5, 6, 11, 15, and 19 have been amended to be directed to a computer-readable medium. Claims 7, 8, 12, 16, and 20 have been amended to be directed to a transmission system. Therefore, Applicant respectfully submits that Claims 5-8, 11, 12, 15, and 16 are in accordance with 35 U.S.C. §101.

Applicant notes with appreciation the allowance of Claims 1, 2, 9, 13, and 17. Applicant respectfully disagrees with the Examiner's reasons for allowance to the extent that they are inconsistent with applicable case law, statutes, and regulations. Furthermore, Applicant does not admit to any

ATTORNEY DOCKET NO.  
069116.0180  
(PB 01 0044)

PATENT APPLICATION  
09/935,780

13

characterization or limitation of the claims or to any characterization of a reference by the Examiner, particularly any that are inconsistent with the language of the claims considered in their entirety and including all of their constituent limitations.

CONCLUSION

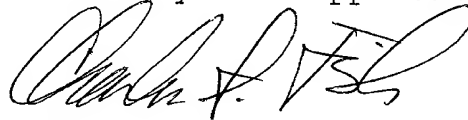
Applicant has made an earnest attempt to place this case in condition for allowance. For the foregoing reasons, and for other apparent reasons, Applicants respectfully request full allowance of all pending claims.

The Commissioner is hereby authorized to charge any fees or credit any overpayments associated with this Application to Deposit Account No. 02-0384 of BAKER BOTTS L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.

Attorneys for Applicants

A handwritten signature in black ink, appearing to read 'Charles S. Fish', is written over the typed name.

Charles S. Fish

Reg. No. 35,870

March 14, 2008

CORRESPONDENCE ADDRESS:

2001 Ross Avenue, Suite 600

Dallas, TX 75201-2980

(214) 953-6507

Customer Number: 50627